



Rights of the Reporting Party

Any Brazosport College Community member who believes he or she has been subjected to conduct that violates sexual harassment and misconduct policies as outlined in policy FFD (Local), has the right to:

Right to report and pursue complaint process

- Report the complaint to Brazosport College through the Title IX Coordinator or Deputy Coordinator, Dean of Student Services, any College District Counselor, any division chair, campus security personnel or vice president of human resources.
- Simultaneously file a criminal complaint with local law enforcement in addition to a complaint with Brazosport College.
- Choose not to file any complaint.
- Not be subjected to retaliation as a result of filing a Title IX complaint.
- Written notice of his or her rights under BC policy, and a list of community and campus resources.
- Request administrative assistance (such as a change in a class schedule) without filing a formal complaint.
- In the event of an emergency situation, Brazosport College shall assist the student with obtaining medical transport and with contacting a victim's advocate or family members, if desired by the student.
- Request confidentiality. The Title IX Coordinator shall make every effort to respect a student's request for confidentiality; however, there are situations in which the College District may be unable to guarantee complete confidentiality in order to meet its Title IX obligations.
- Be informed in advance, when possible, of any public release of information regarding the report.

Rights during a sexual misconduct investigation

- Be assisted by an adviser of their choosing during any meeting or proceedings related to Title IX complaints.
- Request interim measures such as "no-contact" order, temporary suspension, or a campus escort between classes with the Title IX Coordinator.
- A prompt investigation of complaint, usually within 15-60 calendar days.

- Periodic status updates in writing throughout the investigation process.
- Provide documentation or other tangible evidence to the investigator.
- Be notified in writing of the disposition of the complaint and the process for appealing an adverse decision.
- Request specific services or measures at the conclusion of the investigation.

Rights during disciplinary procedures

- Participate in the administrative hearing and to be accompanied by an advisor of their choosing.
- Receive notice of all proceedings and have the opportunity to attend except for deliberations.
- Receive a copy of the letter setting forth the charges and the scheduled hearing.
- Receive a list of witnesses and a brief description of each witness's knowledge at least 3 business days prior to the hearing.
- Receive a copy of all proposed exhibits at least 3 business days prior to the hearing.
- Testify in a manner that does not require the complainant to directly confront or be directly questioned by the accused student.
- Present witnesses or have witnesses speak on their behalf at the hearing.
- Not have questions, comments, and evidence about the complainant's past alleged sexual history with anyone other than the accused used in the investigation and resolution processes.
- Obtain a ruling based on a preponderance of evidence.
- Receive the final hearing decision in writing at the same time as the other party without being required to sign a nondisclosure agreement.

Rights during appeal process

- If dissatisfied with the investigation or the resolution of the complaint, submit a written appeal to the vice president of academics and student affairs within five days of the complaint resolution.
- Appeal decision in disciplinary procedures through the vice president, academic and student affairs, within 10 calendar days of the initial decision.
- The vice president of academics and student affairs shall provide a copy of the response to both parties.